

### **LISTING OF CLAIMS**

1. (Currently Amended) ~~Sunglasses~~Eyewear for use both in sports and casual activities, comprising:

a frame shaped to fit a wearer's face having an inner surface, an outer surface, a lens mounting surface for mounting a lens means for protecting a wearer's eyes, at least one lens mounted on said lens mounting surface, a nose bridge for supporting same frame on said wearer's face, a temple bracket on each side of the frame for attaching a means for supporting the frame on the wearer's head; and

a removable sealing member comprising a resilient member and a gasket member, the resilient member having a front surface formed to closely engage the inner surface of said frame, a rear surface, one or more ventilation openings, and one or of more fasteners for removably attaching the front surface of the removable sealing member to the inner surface of the frame, and the a-gasket member covering the one or more ventilation openings and the rear surface of the removable sealing member for engaging a wearer's skin around the eyes.

2. (Currently Amended) The ~~sunglasses~~eyewear of claim 1 said gasket member comprises air permeable foam.

3. (Currently Amended) The ~~sunglasses~~eyewear of claim 2 wherein said foam gasket member is a wraparound foam gasket.

4 – 6 (Canceled)

7. (Currently Amended) The ~~sunglasses~~eyewear of claim 1 wherein the lens mounting surface defines two apertures, one for each eye of a wearer, each of which is covered by a lens.

8. (Currently Amended) The ~~sunglasses~~eyewear of claim 1 wherein the lens mounting surface defines one aperture for both eyes of a wearer which is covered by a single lens.

9. (Currently Amended) The ~~sunglasses~~eyewear of claim 2 wherein said removable sealing member includes one or more ventilation openings along a periphery, said ventilation openings covered by said foam gasket to prevent the ingress of particulate matter.

10. (Currently Amended) The ~~sunglasses~~eyewear of claim 1 wherein said means for supporting the frame to the head of the wearer comprises a temple bar hingedly mounted to the rear surface of each temple bracket, said temple bar shaped to fit a user's head in a region above and behind a user's ears.

11. (Currently Amended) The ~~sunglasses~~eyewear of claim 1 wherein said means for supporting the frame to the head of the wearer comprises an elastic strap having a first and a second end, said first end removably mounted to a first of said temple brackets, and said second end removably mounted to a second of said temple brackets.

12 – 20 (Canceled)

21. (Currently Amended) ~~Sunglasses~~Eyewear for use in sports and casual activities, comprising:

a frame having an inner surface, an outer surface and at least one lens mounted therein;  
and,

a removable sealing member comprising a resilient member and a gasket member, the resilient member having a front surface formed to closely engage the inner surface of said frame, a rear surface, and one or more fasteners for removably attaching the removable sealing member to the frame, wherein said ~~sealing member comprises a gasket member covers on~~ at least a portion of said rear surface for engaging a wearer's skin.

22. (Currently Amended) The sunglasses~~eyewear~~ of claim 21, wherein said gasket member comprises thin silicone membrane.

23. (Currently Amended) The sunglasses~~eyewear~~ of claim 21, wherein said gasket member comprises open cell air permeable foam.

24. (Currently Amended) The sunglasses~~eyewear~~ of claim 21, wherein said gasket member comprises closed cell non-air permeable foam.

25. (Currently Amended) The sunglasses~~eyewear~~ of claim 21, wherein said gasket member further comprises a fleece covering.

26. (Currently Amended) The sunglasses~~eyewear~~ of claim 21, wherein said gasket member comprises a laminate of open cell foam, closed cell foam and a fleece covering.

27. (Currently Amended) The sunglasses~~eyewear~~ of claim 21, wherein said gasket member comprises a flexible semi-rigid member.

28. (Currently Amended) The sunglasses~~eyewear~~ of claim 21, wherein said gasket member comprises a screen material.

29 – 31 (Canceled)

32. (Currently Amended) The sunglasses~~eyewear~~ of claim 21, wherein said removable sealing member comprises one or more ventilation openings therein.

33. (Currently Amended) The sunglasses~~eyewear~~ of claim 21, wherein the lens mounting surface defines two apertures, one for each eye of a wearer, each of which is covered by a lens.

34. (Currently Amended) The sunglasses~~eyewear~~ of claim 21, wherein the lens mounting surface defines one aperture for both eyes of a wearer which is covered by a single lens.

35. (Currently Amended) The sunglasses~~eyewear~~ of claim 21, wherein said one or more fasteners for removably attaching said sealing member to said frame comprises at least one member at both ends of said sealing member and at least one member proximate the nose bridge portion of said sealing member.

36. (Currently Amended) Sunglasses~~Eyewear~~ for use both in sports and in casual activities, comprising:

a frame shaped to fit a wearer's face, said frame having an inner surface, an outer surface, a pair of orbital openings for surrounding the eyes of a wearer, a nose bridge connecting said pair of orbital openings, a lens mounting surface mounting a lens within each orbital opening, a

temple bracket on each side of the frame for attaching a means for supporting the frame on the wearer's head; and,

a removable sealing member having a pair of orbital openings connected by a nose bridge, the removable sealing member comprising a resilient member and a gasket member, wherein the resilient member comprises a front surface formed to closely engage the inner surface of said frame, a rear surface, and attachment means for removably attaching the removable sealing member to the frame, ~~and a~~ the gasket member covering at least a portion of the rear surface of the ~~removable sealing resilient~~ member for engaging a wearer's skin.

37. (Currently Amended) Sunglasses~~Eyewear~~ comprising:

a frame constructed and adapted to maintain a lens therein; and,

a removable sealing member constructed and adapted to be removably attached to the frame, the sealing member comprising a resilient member and a gasket member, the having a gasket member covering at least a portion of a rear surface of the resilient member ~~thereof~~ for engaging a wearer's skin proximate the eyes.